

## Message Text

LIMITED OFFICIAL USE

PAGE 01 MEXICO 00036 032320Z  
ACTION L-03

INFO OCT-01 ARA-06 ISO-00 JUSE-00 /010 W  
-----040050Z 060783 /66  
R 032255Z JAN 77  
FM AMEMBASSY MEXICO  
TO SECSTATE WASHDC 9471

LIMITED OFFICIAL USE MEXICO 0036

L FOR PROF VAGTS; JUSTICE FOR MR. STEIN

E. O. 11652: N/A  
TAGS: PFOR, MX  
SUBJECT: TREATY ON EXECUTION OF PENAL SENTENCES

1. ON MORNING OF JANUARY 3, 1977, ATTORNEY GENERAL OF STATE OF CALIFORNIA, EVELLE J. YOUNGER, TELEPHONED EMBASSY LEGAL ADVISER GAITHER TO DISCUSS STATUS OF PRISONER RETURN. HIS INTIAL INQUIRY WAS DIRECTED TO THE STATUS OF THE PASSAGE BY MEXICO OF LEGISLATION PERMITTING PAROLE FOR NARCOTIC OFFENDERS. LEGAL ADVISER REPORTED THAT PROPOSAL HAD NOT PASSED AND EXPLAINED THAT MEXICAN CONGRESS WOULD NOT BE IN SESSION AGAIN UNTIL SEPTEMBER 1977. GAITHER INDICATED THAT BARRING A SPECIAL SESSION OF CONGRESS, THE PASSAGE OF THIS PROPOSAL WOULD NOT BE POSSIBLE.

2. LEGAL ADVISER CONFIRMED THAT MEXICAN CONSTITUTION HAD IN FACT BEEN AMENDED TO PERMIT RATIFICATION OF TREATY OF EXECUTION OF PENAL SENTENCES AND THAT THE TREATY HAD BEEN RATIFIED ON DECEMBER 30 BY MEXICAN SENATE.

3. THE ATTORNEY GENERAL STATES THAT HE WOULD NOT CAUSE ANY PROBLEM WITH RESPECT TO RATIFICATION OF THE TREATY. HE WOULD BE MEETING WITH SEVERAL DISTRICT ATTORNEYS THIS WEEK TO DISCUSS THE SITUATION. HE STATED THE PROBLEM  
LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 02 MEXICO 00036 032320Z

THAT FACED CALIFORNIA WAS THE IMMUNITY THE TREATY WOULD GIVE FROM PROSECUTION IN CALIFORNIA. HE INDICATED THAT THE STATE AUTHORITIES WOULD KEEP IN CLOSE CONTACT WITH THE U.S. ATTORNEYS IN CALIFORNIA AND EXPRESSED THE HOPE THAT THROUGH THIS CHANNEL THE JUSTICE DEPARTMENT WOULD TAKE INTO ACCOUNT THE DESIRES OF THE STATE OF CALIFORNIA WHEN DETERMINING WHETHER OR NOT TO ACCEPT THE TRANSFER OF

A GIVEN INDIVIDUAL.

4. THE ATTORNEY GENERAL MENTIONED THE PROBLEM OF HOUSING IN THE PRISONS OF CALIFORNIA. EMBASSY LEGAL ADVISER INDICATED THAT ALTHOUGH HE DID NOT HAVE FIGURES HE EXPECTED THAT THERE WOULD BE SUBSTANTIAL NUMBER OF THOSE RETURNING UNDER THE TREATY WHO WOULD BE ELIGIBLE TO APPLY FOR IMMEDIATE PAROLE THUS POSSIBLY ELIMINATING SUBSTANTIAL HOUSING PROBLEMS.

5. YOUNGER EXPRESSED HOPE THAT HE AND LEGAL ADVISER COULD MEET IN NEAR FUTURE TO EXCHANGE VIEWS. LEGAL ADVISER INDICATED THAT THIS MIGHT BE A POSSIBILITY AND THAT HE WOULD ADVISE YOUNGER.  
JOVA

LIMITED OFFICIAL USE

NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01-Jan-1994 12:00:00 am  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** EXTRADITION, AGREEMENTS, LEGISLATIVE BILLS, ATTORNEYS, AMENDMENTS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Sent Date:** 03-Jan-1977 12:00:00 am  
**Decaption Date:** 01-Jan-1960 12:00:00 am  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 22 May 2009  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1977MEXICO00036  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** n/a  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Expiration:**  
**Film Number:** D770002-0641  
**Format:** TEL  
**From:** MEXICO  
**Handling Restrictions:** n/a  
**Image Path:**  
**ISecure:** 1  
**Legacy Key:** link1977/newtext/t19770185/aaaacwku.tel  
**Line Count:** 77  
**Litigation Code IDs:**  
**Litigation Codes:**  
**Litigation History:**  
**Locator:** TEXT ON-LINE, ON MICROFILM  
**Message ID:** fddee4dd-c288-dd11-92da-001cc4696bcc  
**Office:** ACTION L  
**Original Classification:** LIMITED OFFICIAL USE  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 2  
**Previous Channel Indicators:** n/a  
**Previous Classification:** LIMITED OFFICIAL USE  
**Previous Handling Restrictions:** n/a  
**Reference:** n/a  
**Retention:** 0  
**Review Action:** RELEASED, APPROVED  
**Review Content Flags:**  
**Review Date:** 29-Mar-2005 12:00:00 am  
**Review Event:**  
**Review Exemptions:** n/a  
**Review Media Identifier:**  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**SAS ID:** 3673330  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** TREATY ON EXECUTION OF PENAL SENTENCES  
**TAGS:** PFOR, MX, US, (YOUNGER, EVELLE J)  
**To:** STATE  
**Type:** TE  
**vdkgvwkey:** odbc://SAS/SAS.dbo.SAS\_Docs/fddee4dd-c288-dd11-92da-001cc4696bcc  
**Review Markings:**  
Margaret P. Grafeld  
Declassified/Released  
US Department of State  
EO Systematic Review  
22 May 2009  
**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009